

BEFORE
THE PUBLIC SERVICE COMMISSION OF
SOUTH CAROLINA

DOCKET NOS. 2006-26-T and 2008-50-T – ORDER NO. 2008-150

MARCH 12, 2008

IN RE: Docket No. 2006-26-T – Application of)	ORDER CANCELLING
Hampton H. McMillian, Jr., 585 Brown Town)	CERTIFICATE AND
Road, Sumter, South Carolina 29153 (District)	DECLARING MOOT
5) for a Class C Certificate of Public)	ORS' MOTION
Convenience and Necessity)	
)	
and)	
)	
Docket No. 2008-50-T – Petition of the)	
Office of Regulatory Staff for the)	
Commission to Order Rule to Show Cause as)	
to Why the Certificates of Public)	
Convenience and Necessity for Certain Motor)	
Carriers Should Not Be Revoked for Non-)	
Payment of License Fees)	

This matter comes before the Public Service Commission of South Carolina (the Commission) on the Motion for Immediate Suspension of the Class C Certificate of Public Convenience and Necessity No. 7660 of Hampton H. McMillian, Jr. (McMillian or Applicant) filed by the Office of Regulatory Staff (ORS) and on the request of McMillian for cancellation of Class C Certificate of Public Convenience and Necessity No. 7660.

On February 12, 2008, ORS filed a motion seeking suspension of McMillian's Certificate for failure of the Applicant to file and maintain evidence of insurance as required by S.C. Code Ann. §58-23-910 (Supp. 2007). Subsequently, the Applicant on

February 22, 2008, filed a request seeking cancellation of McMillian's Certificate of Public Convenience and Necessity.

Upon review of the matters asserted in the present requests, the Commission is of the opinion, and so finds, that the motion of ORS should be dismissed as moot and that the relief requested by McMillian should be granted. If applicable, however, McMillian remains responsible for any assessments due.

IT IS THEREFORE ORDERED:

1. That Class C Certificate of Public Convenience and Necessity No. 7660 to provide motor carrier services issued to Hampton H. McMillian, Jr. is hereby cancelled.

2. That the Motion of the Office of Regulatory Staff for Immediate Suspension of Class C Certificate of Public Convenience and Necessity No. 7660 is dismissed.

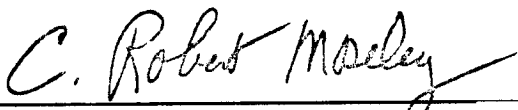
3. That this Order shall remain in full force and effect until further Order of the Commission.

BY ORDER OF THE COMMISSION:



G. O'Neal Hamilton, Chairman

ATTEST:



C. Robert Moseley, Vice Chairman

(SEAL)